IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
Roanoke for Charlottesville DIVISION
CRIMINAL MINUTES – SENTENCING HEARING

Case No.: 314CR16-06 **Date: 12/12/2016**

Defendant: Halisi Uhuru, custody **Counsel: Sherwin Jacobs, Esq. CJA**

PRESENT:	JUDGE:	Hon. Glen Conrad	TIME IN COURT: 2:09 -3:09 pm 1 hr
	Deputy Clerk:	Susan Moody	
	Court Reporter:	JoRita Meyer	
	U. S. Attorney:	Ron Huber, Esq.	
	USPO:	Kimberly Falatic	

LIST OF WITNESSES

GOVERNMENT:	DEFENDANT:
None	None

PROCEEDINGS:

☒ Court held hearing 11/28/2016 and ruled on 12/9/2016 as to Post Trial Motions and Objection(s) to Presentence Report made by both sides. The Court sustained the objection as to enhancement re leadership role in offense, and as to obstruction of justice and will adjust downward; Overruling deft's objection as to denial of acceptance of responsibility points.

☒ No evidence presented/Oral Argument only

☒ Court adopts Presentence Report as amended and announced today.

☒ Allocutions.

☒ Guideline range is based on jury findings, court will not vary upward for Govt or downward at deft request

SENTENCE IMPOSED AS FOLLOWS:

CBOP: 144 mos. as to each of Counts 1 & 36, to run concurrently
SR: 3 years - comply w/Standard, Mandatory & Special Conditions.
SA: $200 due immediately
FINE: $500
REST: $12,369.99

☒ Court recommends as follows:
- ☒ That Defendant receive appropriate drug treatment while imprisoned.
- ☒ That Defendant be designated to FCI Petersburg

SPECIAL CONDITIONS OF SUPERVISION:

☒ The defendant shall reside in a residence free of firearms, ammunition, destructive devices and dangerous weapons.

☒ The defendant shall submit to warrantless search and seizure of person and property as directed by the probation officer, to determine whether the defendant is in possession of firearms and illegal controlled substances.

☒ Following release from imprisonment, the court will evaluate defendant's status and determine whether, after incarceration, drug rehabilitation is necessary and appropriate. If additional rehabilitation is deemed appropriate, the defendant shall participate in a program as designated by the court, upon consultation with the probation officer, until such time as the defendant has satisfied all the requirements of the program.

☒ The defendant shall pay any fine, special assessment or restitution that is imposed by this judgment.

PAYMENT SCHEDULE:

☒ A lump sum payment of $200 is due immediately, and during the term of imprisonment, payment in equal monthly installments of $25 or 50% of the defendant's income, whichever is greater, to commence 60 days after the date of this judgment; and payment in equal monthly installments of $100 during the term of supervised release, to commence 60 days after release from imprisonment.

ADDITIONAL RULINGS: ☒ Defendant advised of right to appeal. ☒ Defendant remanded to custody.